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August 22, 2007

**Via Electronic Filing and Ordinary Mail**

Stanley R. Chesler, U.S.D.J.  
Frank R. Lautenberg United States Post  
Office & Courthouse Building  
Federal Square  
Newark, New Jersey 07101

**Re: *Mars, Inc. v. Natraceutical, S.A., et al.***  
**Civil Action No. 07-1574(SRC)**

Dear Judge Chesler:

Our firm along with McDermott Will & Emery, LLP are counsel for Plaintiff, Mars, Inc. ("Mars"). We are writing to advise the Court that Mars is withdrawing its application for Preliminary Injunction. No date had yet been set for a hearing on this application.

On Thursday, August 16, 2007, we advised counsel for Natraceutical of Mars' intent to withdraw the application, so that they would avoid the now unnecessary expense of preparation and filing opposition papers.

Thank you for your attention to and consideration of this matter.

Respectfully yours,


CARELLA, BYRNE, BAIN, GILFILLAN,  
CECCHI, STEWART & OLSTEIN

  
JOHN M. AGNELLO

JMA/ljf

cc: Honorable Patty Shwartz, U.S.M..J.  
Mark Boland, Esq. (via e-mail)  
Allyn Z. Lite, Esq. (via e-mail)  
Kenneth J. Jurek, Esq. (via e-mail)

SO ORDERED:

  
STANLEY R. CHESLER, U.S.D.J.